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7                   UNITED STATES DISTRICT COURT  
8                   WESTERN DISTRICT OF WASHINGTON  
9                   AT TACOMA

10 LEOPOLDO CARDENAS,  
11                   Petitioner,  
12                   v.  
13 PAT GLEBE,  
14                   Respondent.

Case No. C08-5774RBL

ORDER DENYING  
APPLICATION TO PROCEED IN  
*FORMA PAUPERIS*

16         The Court, having reviewed the report and recommendation, Plaintiff's application to proceed in  
17         forma pauperis and the remaining record, hereby finds and ORDERS:

18         (1) the Magistrate Judge's report and recommendation is approved and adopted;

19         (2) Petitioner's application to proceed in forma pauperis is DENIED.

20         (3) The **Clerk** is directed to send directed to send copies of this Order to Plaintiff and any other  
21         party that has appeared in this action.

22         DATED this 23<sup>rd</sup> day of February, 2009.

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25                   RONALD B. LEIGHTON  
26                   UNITED STATES DISTRICT JUDGE  
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